IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

-

WRIT PETITION NO : 17552 of 2004

Between:

Terry Gold (India) Limited, A company

Incorporated under the companies Act, 1956 and
having its Registered office at Plot NO.1, 2nd Floor Park Avenue, Ameerpet,
Hyderabad rep by Managing Driector
Mr. S.S.R.Kishen

..... PETITIONER

AND

1. Board for Industrial and Financial Reconstrcution

Jawahar Vyapar Bhavan, 1st Tolstoy Marg
New Delhi-1

2. Industrial Development Bank of India, IDBI tower, Cuffe

Parade, Mumbai

3. Stressed Assets Stabilization Fund

Rep.by its Dy.GeneralManager

Smt Nivedita J.Shetty w/o Shri J.S.Shetty

Aged about47years, 10th floor, IDBI Tower,

WTC Complex, Cuffe Parade,Mumbai-400 005.

R3 is impleaded as per court order dt 25.1.05

In WPMP 485 of 2005

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, direction or order more particularly a Writ of Mandamus declaring the order dated 19-07-2004 passed by the first respondent/BIFR granting permission to the secured creditors to file/continue with the cases against the petitioner Company; issuing show cause notice for winding up the petitioner as harsh arbitrary, illegal and contrary to the provisions of the Sick Industrial Companies(Special provisions) Act, 1985 and also being against the principles of natural justice and accordingly set a side the same.

Counsel for the Petitioner: MR.L.VENKATESHWAR RAO

Counsel for the Respondents 1 and 2: MR.ARAJASHEKAR REDDY (SC FOR CG)

Counsel for the Respondentno.3: Sri S.Niranjan Reddy

The Court made the following:

ORDER:

Sri Ravi Kumar, Advocate, on behalf of the learned counsel for the petitioner seeks permission of this Court to withdraw the Writ Petition.

Permission is accorded.

Accordingly, the Writ Petition is dismissed as withdrawn.

Interim stay granted earlier stands vacated.

02-03-2005

kvrm

To

1. Board for Industrial and Financial Reconstrcution

Jawahar Vyapar Bhavan, 1st Tolstoy Marg
New Delhi-1

2. Industrial Development Bank of India, IDBI tower, Cuffe Parade, Mumbai

3. The Dy. Manager, Stressed Assets Stabilization Fund
WTC Complex, Cuffe Parade,Mumbai-400 005.

4. 2 CD copies.